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By: _____

Barbara Bryant

Date: _____

May 11, 2005

PATENT

Attorney Docket No. P-025-US4

Customer Number 27038

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)

Edmund J. MORAN et al.)

Application No.: 10/769,219)

Filed: January 30, 2004)

Group Art Unit: 1621

For: BETA 2-ADRENERGIC RECEPTOR)
AGONISTS)

Examiner: KUMAR, Shailendra

NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS
(37 CFR §1.27(g)(2))Mail Stop Issue Fee
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

Please note: According to the Official Gazette notice dated 26 June 2001 entitled "Clarification of 37 CFR 1.704(c)(10)", a paper filed with respect to Change of Status small/not small entity status will not result in reduction of any patent term adjustment pursuant to 37 CFR 1.704(c)(10).

Applicants asserted small entity status in this application on January 30, 2004 by payment of the basic filing fee as a small entity.

Attorney Docket No. P-025-US4
Application Serial No. 10/769,219

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Applicants hereby notify the Office, in accordance with the requirements of 37 CFR §1.27(g)(2), that they are no longer entitled to small entity status for this application.

Should the Examiner have any questions concerning the loss of entitlement to small entity status, the Examiner is encouraged to telephone the undersigned agent for Applicants at (650) 808-6144.

Respectfully submitted,

THERAVANCE, INC.

Date: May 11, 2005

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